

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

ALASKA ELECTRICAL PENSION	:	
FUND, et al.,	:	
	:	
Plaintiffs,	:	Civil No. 03-1519 (AET)
	:	
v.	:	<u>ORDER</u>
	:	
PHARMACIA CORPORATION, et al.	:	
	:	
Defendants.	:	
	:	

THOMPSON, U.S.D.J.

This matter comes before the Court on Defendants’ letter [221] requesting a stay of proceedings; and

IT APPEARING to the Court that Defendants filed a writ of certiorari in the United States Supreme Court seeking review of the Third Circuit’s decision to reverse this Court’s October 30, 2007 Order [182] granting Defendants summary judgment; and

IT APPEARING to the Court that on May 26, 2009, the United States Supreme Court granted a writ of certiorari in a case presenting similar questions of law and fact, see generally Merck & Co. Sec., Derivative & “ERISA” Litig., 543 F.3d 150 (3d Cir. 2008), cert. granted, 2009 WL 150320, (U.S. May 26, 2009) (No. 08-905) (“Merck Action”); and for good cause shown

It is on this 22nd day of June, 2009,

ORDERED that the Court stay proceedings in this case pending the United States

Supreme Court's resolution of the Merck Action and Defendants' pending petition to the United States Supreme Court for a writ of certiorari.

s/ Anne E. Thompson
ANNE E. THOMPSON, U.S.D.J.